

The House Committee on State Planning and Community Affairs - Local Legislation offers the following substitute to SB 339:

A BILL TO BE ENTITLED
AN ACT

To amend an Act creating the State Court of Clayton County, approved January 28, 1964 (Ga. L. 1964, p. 2032), as amended, particularly by an Act approved April 13, 2001 (Ga. L. 2001, p. 4327), so as to provide for an increase in the compensation of the clerk of the state court; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

An Act creating the State Court of Clayton County, approved January 28, 1964 (Ga. L. 1964, p. 2032), as amended, is amended by striking Section 3 and inserting in lieu thereof the following:

"SECTION 3.

Judges' salaries.

Each judge of the State Court of Clayton County shall receive a salary equal to 90 percent of the state salary provided by general law for judges of the superior courts, plus 1 1/2 percent of such base salary and any supplement received pursuant to state law or county ordinance multiplied by the number of complete years of service as judge served by such person since January 1, 2005. Such longevity increase shall be calculated and payable in equal monthly installments by the board of commissioners out of the general funds of Clayton County. The governing authority of Clayton County shall be authorized to supplement such salary."

SECTION 2.

Said Act is further amended by striking in its entirety Section 6 and inserting in lieu thereof the following:

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1 "SECTION 6.

2 Salary of the solicitor-general.

3 The solicitor-general of the State Court of Clayton County shall receive a salary equal to
4 70 percent of the salary provided by this Act for the judges of the State Court of Clayton
5 County, not including any county supplements, plus 1 1/2 percent of such base salary and
6 any supplement received pursuant to state law or county ordinance multiplied by the
7 number of complete years of service as solicitor-general served by such person since
8 January 1, 2005. Such longevity increase shall be calculated and payable in equal monthly
9 installments by the board of commissioners out of the general funds of Clayton County.
10 In addition, the solicitor-general shall receive a county supplement to such salary in the
11 amount of \$13,500.00 per annum paid on an equal monthly basis. Such amount shall be
12 inclusive of any county supplement the solicitor-general was receiving on April 1, 2005,
13 and may be increased by the county governing authority."

14 **SECTION 3.**

15 Said Act is further amended by striking subsection (b) of Section 8 and inserting in its place
16 the following:

17 "(b)(1) The clerk of the state court shall be compensated in the amount of \$65,783.00 or
18 in an amount not less than 95 percent of the base amount of the minimum salary of a clerk
19 of the superior court of a county with the population of Clayton County as provided in
20 subsection (a) of Code Section 15-6-88 of the O.C.G.A. without regard to cost-of-living
21 or longevity increases, whichever is greater. The base salary of the clerk shall be
22 increased at the same time and by the same percentage as the minimum salary provided
23 by general law for the sheriff of Clayton County is increased by operation of paragraph
24 (2) of subsection (a) of Code Section 15-16-20 of the O.C.G.A. The board of
25 commissioners is authorized to supplement such compensation in such amount as shall
26 be fixed by the board of commissioners.

27 (2) The clerk of the state court shall be entitled to Clayton County retirement, insurance,
28 annual leave, sick leave, and all other benefits afforded to Clayton County employees
29 under the Clayton County Civil Service System Act, approved April 2, 1963 (Ga. L.
30 1963, p. 2747), as now or hereafter amended, except as to compensation, employment,
31 and discharge."

2 This Act shall become effective on July 1, 2005.

4 All laws and parts of laws in conflict with this Act are repealed.